

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address : COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10797773	3/9/2004	RAYES ET AL.	50325-0865

HICKMAN PALERMO TRUONG & BECKER, LLP  
2055 GATEWAY PLACE  
SUITE 550  
SAN JOSE, CA 95110

**EXAMINER**

DANT B. SHAFER HARRIMAN

ART UNIT	PAPER
2434	20090918

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

Applicant,

Be advised that the allowance was returned to the examiner for the following, claims 3, 4, 5, depended from claim 44, and according to the MPEP, lower numbered claim cannot depend from a higher numbered claim, i.e. 3 depends from claim 44, this is considered improper claim format, therefore the examiner renumbered the claims for finalization on the various documents that concern claim listing to reflect, that claim 3 is now claim 45, claim 4 is now 46, and claim 5 is now 47.

/Dant B Shaifer - Harriman /  
Examiner, Art Unit 2434